

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

ROBERT EMMA, Custodian, IRA, DTD
7/10/97

Plaintiff,

v.

RS INVESTMENT MANAGEMENT, L.P.,
PFPC DISTRIBUTORS, INC., G.
RANDALL HECHT; LEONARD B.
AUERBACH, JEROME S. CONTRO,
JOHN W. GLYNN JR. and MICHAEL
MCCAFFERY,

Defendants,

RS EMERGING GROWTH FUND,

Nominal Defendant,

Civil Action No.

04-CV-12106-NMG

Judge Nathaniel M. Gorton

STIPULATION

It is hereby stipulated and agreed that the time within which PFPC Distributors, Inc. shall have to answer, move, or otherwise respond to the complaint is enlarged to February 11, 2005.

ROPES & GRAY LLP

By: 

Robert G. Jones (BBO # 630767)
One International Place
Boston, Massachusetts 02110
(617) 951-7000
Attorneys for PFPC Distributors, Inc.

SHAPIRO HABER & URMY LLP

By: 

Edward F. Haber (BBO # 215620)
Exchange Street
53 State Street
Boston, MA 02109
(617) 439-3939
Attorneys for Plaintiff